

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Mattias Nystrom, et al.
Appln. No. : 10/532,353
Filed : July 5, 2005

Title : HANDLE JOINED OF TWO SECTIONS FOR A HAND HELD
ENGINE POWERED TOOL
Confirm No. : 9063

Customer No. : 00116
Docket No. : ABE1-38148

REQUEST FOR REFUND

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This request is for a refund of the \$130.00 one month extension of time fee erroneously charged to Deposit Account No. 16-0820 on December 19, 2008. Attached hereto is a copy of the Acknowledgement Receipt issued by the Patent Office which contains the date in which the response was filed, as well as a copy of the Deposit Account Statement. Also attached are the first two pages of the Office action showing the response deadline.

The response that was filed at the United States Patent and Trademark Office did not require payment of the extension of time fee. The deadline for responding to the Office action of September 26, 2009 was December 26, 2009. The Acknowledgment Receipt shows that our response was filed on November 12, 2008.

It is believed that the applicant herein is entitled to a refund of the \$130 fee erroneously charged to Deposit Account No. 16-0820. Please issue a credit in the amount of \$130 to Deposit Account No. 16-0820.

Please contact the undersigned attorney of record if there are any questions regarding this matter.

Respectfully submitted,

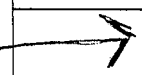
PEARNE & GORDON, LLP

By: 
Ronald M. Kachmarik— Reg. No. 34512

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Cleveland, Ohio 44114-3108

(216) 579-1700

Electronic Acknowledgement Receipt

EFS ID:	4272606
Application Number:	10532353
International Application Number:	
Confirmation Number:	9063
Title of Invention:	Handle joined of two sections for a hand held engine powered tool
First Named Inventor/Applicant Name:	Mattias Nystrom
Customer Number:	00116
Filer:	Bryan M. Gallo/Laura Schilens
Filer Authorized By:	Bryan M. Gallo
Attorney Docket Number:	38148
 Receipt Date:	12-NOV-2008
Filing Date:	05-JUL-2005
Time Stamp:	10:12:16
Application Type:	U.S. National Stage under 35 USC 371

Payment information:

Submitted with Payment	no				
File Listing:					
Document Number	Document Description	File Name	File Size(Bytes)/ Message Digest	Multi Part /.zip	Pages (if appl.)
1		ABE1-38148-Election-AMD-RMK.pdf	169723 <small>b8be595c32198b77e5878f8eef60a3792336a5b5</small>	yes	5

Multipart Description/PDF files in .zip description			
Document Description		Start	End
Response to Election / Restriction Filed		1	1
Claims		2	4
Applicant Arguments/Remarks Made in an Amendment		5	5

Warnings:

Information:

Total Files Size (in bytes):	169723
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This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.

New Applications Under 35 U.S.C. 111

If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

National Stage of an International Application under 35 U.S.C. 371

If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

New International Application Filed with the USPTO as a Receiving Office

If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.

12/18	8902	12305362	JPM	GAMD-44653	1642	\$430.00	\$50,636.06
12/18	8905	12305362	"	GAMD-44653	1614	\$220.00	\$50,416.06
12/18	8906	12305362	"	GAMD-44653	1617	\$130.00	\$50,286.06
12/18	8903	12305362	"	GAMD-44653	1633	\$220.00	\$50,066.06
12/18	8904	12305362	"	GAMD-44653	1615	\$1,768.00	\$48,298.06
12/18	10392	77635598	"	SUA-44662	7007	\$550.00	\$47,748.06
12/18	10399	77635599	"	SUA-44661	7007	\$550.00	\$47,198.06
12/18	3	10936100	JJS	NGB-37033	1251	\$130.00	\$47,068.06
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12/19	18	2675499	"	ASM-33113	7208	\$200.00	\$46,768.06
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12/19	182	12305494	"	MAPS-44685	1614	\$220.00	\$46,218.06
12/19	181	12305494	"	MAPS-44685	1633	\$220.00	\$45,998.06
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12/19	696	12338174	"	BRV-44703	1051	\$130.00	\$44,348.06
12/19	3006	PCT/US08/87424	JPM	THIN-43111WO	1601	\$300.00	\$44,048.06
12/19	3007	PCT/US08/87424	"	THIN-43111WO	1701	\$1,237.00	\$42,811.06
12/19	3008	PCT/US08/87424	"	THIN-43111WO	1703	\$420.00	\$42,391.06
12/19	3009	PCT/US08/87424	"	THIN-43111WO	1709	\$220.00	\$42,171.06
12/19	3747	12305546	JJS	NGB-44648	1631	\$330.00	\$41,841.06
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12/19	3924	12305494	MWG	MAPS-44685	8021	\$40.00	\$41,151.06
12/19	1	10532353	ABE1/ARMK38148		1251	\$130.00	\$41,021.06
12/19	13008	10538151	JPM	HOFF-38315	2253	\$555.00	\$40,466.06
12/19	15099	77636696	RAS	ACG-41091US1	7001	\$650.00	\$39,816.06
12/19	15215	12027010	JPM	DPK-31547US5	2814	\$140.00	\$39,676.06
12/19	15216	12027010	"	DPK-31547US5	2251	\$65.00	\$39,611.06
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12/19	16291	12339411	"	THER-43115US1	2111	\$270.00	\$38,609.06
12/19	16292	12339411	"	THER-43115US1	2311	\$110.00	\$38,499.06
12/19	16293	12339411	"	THER-43115US1	2051	\$65.00	\$38,434.06
12/19	116	11760047	JMM	KEI-42396	1501	\$300.00	\$38,134.06
12/19	17877	10511533	JPM	LAVO-37109	2615	\$104.00	\$38,030.06
12/19	17878	10511533	"	LAVO-37109	2614	\$220.00	\$37,810.06
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12/19	18026	12305752	"	"	1642	\$430.00	\$37,050.06
12/19	18027	12305752	"	"	1633	\$220.00	\$36,830.06
12/19	18028	12305752	"	"	1614	\$220.00	\$36,610.06
12/19	18029	12305752	"	"	1616	\$390.00	\$36,220.06
12/19	18064	61139140	ARMK	SAW-447107	2005	\$110.00	\$36,110.06
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12/19	18119	11662455	"	BUG4-41975	2614	\$110.00	\$35,870.06
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12/19	18369	12305758	"	ARI-44514	1642	\$430.00	\$35,110.06
12/19	18370	12305758	"	ARI-44514	1633	\$220.00	\$34,890.06
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12/22	8989	12305917	JPM	BUG-44708	2631	\$165.00	\$33,635.06

DO NOT chg
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Firm only



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Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/532,353	07/05/2005	Mattias Nystrom	38148	9063

116	7590	09/26/2008
PEARNE & GORDON LLP 1801 EAST 9TH STREET SUITE 1200 CLEVELAND, OH 44114-3108		

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SEP 26 2008
PEARNE & GORDON LLP

EXAMINER	
ALIE, GHASSEM	

ART UNIT	PAPER NUMBER
3724	

MAIL DATE	DELIVERY MODE
09/26/2008	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Office Action Summary	Application No. 10/532,353	Applicant(s) NYSTROM ET AL.	
	Examiner GHASSEM ALIE	Art Unit 3724	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 19 June 2008.
- 2a) ☐ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 14, 16-18, 22, 23, 25, 27, 28, 30 and 31 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☐ Claim(s) _____ is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☒ Claim(s) 14, 16-18, 22-23, 25, 27-28 and 30-31 are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)
Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |